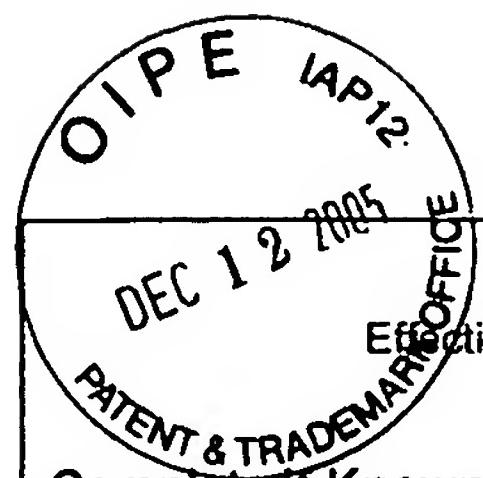


1/15 1954

Page 1 of 3



FEE TRANSMITTAL FOR FY 2005

Effective on 12/08/2004. Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).

TOTAL AMOUNT OF PAYMENT (\$) 0.00

Complete if Known:

Application No. 10/047,766
Filing Date January 15, 2002
First Named Inventor Nachiappan Annamalai
Examiner Name _____
Art Unit 1254
Attorney Docket No. 3660P065

Applicant claims small entity status. See 37 CFR 1.27.

METHOD OF PAYMENT (check all that apply)

Check Credit Card Money Order None Other (please identify)

Deposit Account

Deposit Account Number : 02-2666

Deposit Account Name: _____

The Director is Authorized to do the following with respect to the above-identified Deposit Account:

- Charge fee(s) indicated below.
 Charge any additional fee(s) or underpayment of fee(s) during the pendency of this application.
 Charge fee(s) indicated below except for the filing fee
 Credit any overpayments.
 Any concurrent or future reply that requires a petition for extension of time should be treated as incorporating an appropriate petition for extension of time and all required fees should be charged.

Warning: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

FEE CALCULATION

1. BASIC FILING, SEARCH, AND EXAMINATION FEES

Large Entity	Small Entity	Fee Description	Fees Paid (\$)		
Fee	Fee	Fee	Fee		
Code	(\$)	Code	(\$)		
1011	300	2011	150	Utility application filing fee	1,000/500
1111	500	2111	250	Utility search fee	
1311	200	2311	100	Utility examination fee	
1012	200	2012	100	Design application filing fee	430/215
1112	100	2112	50	Design search fee	
1312	130	2312	65	Design examination fee	
1013	200	2013	100	Plant filing fee	660/330
1113	300	2113	150	Plant search fee	
1313	160	2313	80	Plant examination fee	
1004	300	2004	150	Reissue filing fee	1,400/700
1114	500	2114	250	Reissue search fee	
1314	600	2314	300	Reissue examination fee	
1005	200	2005	100	Provisional application filing fee	

SUBTOTAL (1) \$ 0.00

2. EXCESS CLAIM FEES

<u>Extra Claims</u>	<u>Fee from below</u>	<u>Fees Paid (\$)</u>
Total Claims _____ - 20 or HP = _____	X _____ = _____	
HP = highest number of total claims paid for, if greater than 20		
Independent Claims _____ - 3 or HP = _____	X _____ = _____	
HP = highest number of independent claims paid for, if greater than 3		
Multiple Dependent Claims	_____ = _____	
Large Entity	Small Entity	
Fee Fee	Fee Fee	
Code (\$)	Code (\$)	<u>Fee Description</u>
1202 50	2202 25	Each claim over 20
1201 200	2201 100	Each independent claim over 3
1203 360	2203 180	Multiple dependent claims, if not paid
1204 200	2204 100	Reissue: each claim over 20 and more than in the original patent
1205 50	2205 25	Reissue: each independent claim more than in the original patent
SUBTOTAL (2) \$ 0.00		

3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper, the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

<u>Total Sheets</u>	<u>Extra Sheets</u>	<u>Number of each add'l 50 or fraction thereof</u>	<u>Fee from below</u>	<u>Fees paid (\$)</u>
_____	- 100 = _____ / 50 = _____ (round up to whole number)	X _____		

<u>Large Entity</u>	<u>Small Entity</u>	<u>Fee Description:</u> Application size fee for each additional group of 50 sheets beyond initial 100 sheets (count spec & drawings except sequences & program listings):
Fee Fee	Fee Fee	
Code (\$)	Code (\$)	
1081 250	2081 125	Utility
1082 250	2082 125	Design
1083 250	2083 125	Plant
1084 250	2084 125	Reissue

SUBTOTAL (3) \$ 0.00

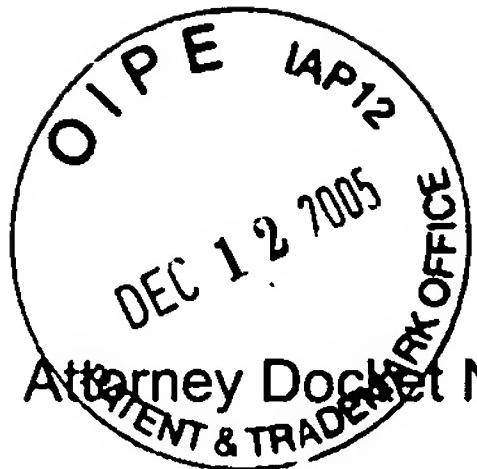
FEE CALCULATION (continued)**4. OTHER FEE(S)**

<u>Large Entity</u>	<u>Small Entity</u>	<u>Fees Paid (\$)</u>
Non-English Specification, \$130 fee (no small entity discount)		
Fee Code	Fee (\$)	
1051	130	2051 65 Surcharge - late filing fee or oath
1052	50	2052 25 Surcharge - late provisional filing fee or cover sheet
1053	130	1053 130 Non-English specification
1812	2,520	1812 2,520 For filing a request for ex parte reexamination
1813	8,800	1813 8,800 Request for inter parties reexamination
1804	920*	1804 920* Requesting publication of SIR prior to Examiner action
1805	1,840*	1805 1,840* Requesting publication of SIR after Examiner action
1251	120	2251 60 Extension for reply within first month
1252	450	2252 225 Extension for reply within second month
1253	1,020	2253 510 Extension for reply within third month
1254	1,590	2254 795 Extension for reply within fourth month
1255	2,160	2255 1,080 Extension for reply within fifth month
1401	500	2401 250 Notice of Appeal
1402	500	2402 250 Filing a brief in support of an appeal
1403	1,000	2403 500 Request for oral hearing
1451	1,510	1451 1,510 Petition to institute a public use proceeding
1452	500	2452 250 Petition to revive – unavoidable
1453	1,500	2453 750 Petition to revive - unintentional
1501	1,400	2501 700 Utility issue fee (or reissue)
1502	800	2502 400 Design issue fee
1503	1100	2503 550 Plant issue fee
1462	400	1462 400 Petitions to the Commissioner (CFR 1.17(f) Group I)
1463	200	1463 200 Petitions to the Commissioner (CFR 1.17(g) Group II)
1464	130	1464 130 Petitions to the Commissioner (CFR 1.17(h) Group III)
1807	50	1807 50 Processing fee under 37 CFR 1.17(q)
1806	180	1806 180 Submission of Information Disclosure Stmt
8021	40	8021 40 Recording each patent assignment per property (times number of properties)
1809	790	2809 395 For filing a submission after final rejection (see 37 CFR 1.129(a))
1814	130	2814 65 Statutory Disclaimer
1810	790	2810 395 For each additional invention to be examined (see 37 CFR 1.129(b))
1801	790	2801 395 Request for Continued Examination (RCE)
1802	900	1802 900 Request for expedited examination of a design application
1504	300	1504 300 Publication fee for early, voluntary, or normal pub.
1505	300	1505 300 Publication fee for republication
1803	130	1803 130 Request for voluntary publication or republication
1808	130	1808 130 Processing fee under 37 CFR 1.17(i) (except provisionals)
1454	1,370	1454 1,370 Acceptance of unintentionally delayed claim for priority
Other fee (specify) _____		
Other fee (specify) _____		
SUBTOTAL (4) \$ 0.00		

*Reduced by Basic Filing Fee Paid

SUBMITTED BY:Typed or Printed Name: Lester J. VincentSignature: Date: December 8, 2005Reg. Number: 31,460Telephone Number: 408-720-8300

Send to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450



Attorney Docket No.: 3660P065

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Patent Application of:

Nachiappan Annamalai, et al.

Application No.: 10/047,766

Filed: January 15, 2002

For: MULTIPLE AWARD
OPTIMIZATION

) Examiner:

Art Unit: 1254

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage in an envelope addressed to the Commissioner for Patents, PO Box 1450, Alexandria, Virginia 22313-1450

on December 8, 2005

Christopher P. Marshall

C.P. Marshall

Signature

Date of Deposit
12 | 8 | 2005

Date

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

CHANGE OF CORRESPONDENCE ADDRESS,
POWER OF ATTORNEY, AND REVOCATION OF PREVIOUS POWERS

Please direct all future correspondence regarding the above-referenced patent application to Lester J. Vincent, Reg. No. 31,460, Blakely, Sokoloff, Taylor, & Zafman LLP, 12400 Wilshire Boulevard, Seventh Floor, Los Angeles, California 90025, and direct all telephone calls to the same at (408) 720-8300.

Ariba, Inc.

(Name of Assignee)

("assignee"), a company organized under the laws of Delaware, having a place of

business at 807 11th Avenue, Sunnyvale, CA 94089, USA,

(Address)

hereby states that to the best of assignee's knowledge and belief it is the assignee of the entire right, title, and interest in and to the above-referenced patent and represents that the undersigned is a representative authorized and empowered to sign on behalf of the assignee. Upon information and belief, the following assignment documents evidence the placement of title in the assignee:

(1) an assignment recorded at reel 012817 and frame 0561 at the U.S. Patent and

Trademark Office; and

(2) an Agreement of Merger dated July 2, 2004 (a photocopy of which is attached hereto), a photocopy of which was mailed to the U.S. Patent and Trademark Office on August 23, 2005.

Pursuant to 37 C.F.R. §§ 1.36 and 3.71, the assignee hereby revokes all powers of attorney previously given and appoints the practitioners associated with **Customer Number 08791** as the assignee's respective patent attorneys and patent agents, with full power of substitution and revocation, to prosecute this application and to transact all business in the Patent and Trademark Office connected herewith.

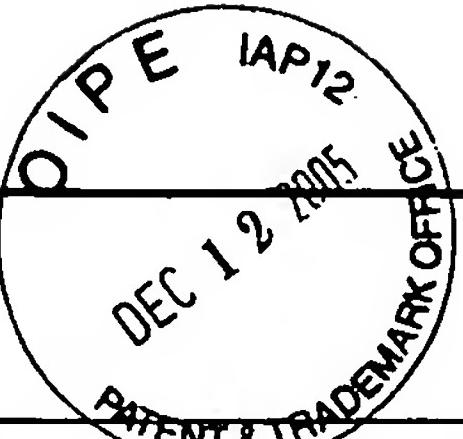
Pursuant to 37 C.F.R. § 3.71, the assignee hereby states that prosecution of the above-referenced patent application is to be conducted to the exclusion of the inventor(s).

Assignee of Interest: Ariba, Inc.
Dated: 11/14/05 By: L. Edmond (Type or Print)
Name: Landon Edmond
(Type or Print)
Title: Senior Counsel
(Type or Print)

Address of Assignee of Interest:
807 11th Avenue
Sunnyvale, CA 94089, USA

Respectfully submitted,
BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP
Dated: December 8, 2005 By Lester J. Vincent
Name: Lester J. Vincent
(Type)
Reg. No.: 31,460

12400 Wilshire Blvd.
Seventh Floor
Los Angeles, California 90025
(408) 720-8300



Recordation Form Cover Sheet PATENTS ONLY

Attorney Docket No.: 3660P065

To the Director of the United States Patent and Trademark Office. Please record the attached original documents or copy thereof.

1. Name of conveying party(ies):

**Freemarkets, Inc.
(a Delaware Corporation)**

Additional name(s) of conveying party(ies) attached?

No Yes

3. Nature of Conveyance

Assignment

Merger

Security Agreement

Change of Name

Other:

Execution Date(s): 07.02.2004

2. Name and address of receiving party(ies):

Name: Ariba, Inc.

(a Delaware Corporation)

Internal Address: _____

Street Address: 807 11th Avenue,

Building 3, 2nd Floor

City: Sunnyvale State/Provence: California Zip: 94089

Country: U.S.A.

Additional name(s) & address(es) attached? Yes No

4. Application number(s) or patent number(s): :

If this document is being filed together with a new application, the execution date of the application is: _____

A. Patent Application No.(s): **10/047,766**

B. Patent No.(s): _____

Additional numbers attached? Yes No

5. Name and address of party to whom correspondence concerning document should be mailed:

Lester J. Vincent, Reg. No. 31,460

Name: **Blakely, Sokoloff, Taylor & Zafman LLP**

Internal Address: _____

Street Address: **12400 Wilshire Boulevard, 7th Floor
Los Angeles, California 90025**

6. Total number of applications and patents involved: **1**

7. Total Fee (37 CFR 3.41).....\$ **40.00**

Enclosed

Authorized to be charged to deposit account

8. Deposit Account Number:

02-2666

(Attach duplicate copy of this page if paying by deposit account)

DO NOT USE THIS SPACE

9. Statement and signature.

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.

Lester J. Vincent, Reg. No. 31,460

Name of Person Signing

Signature

August 23, 2005

Date

Total number of pages including cover sheet, attachments, and documents: **5**

Mail documents to be recorded with required cover sheet information to:

Mail Stop Assignment Recordation Services

Director of the United States Patent and Trademark Office

P.O. Box 1450

Alexandria, Virginia 22313-1450

Delaware

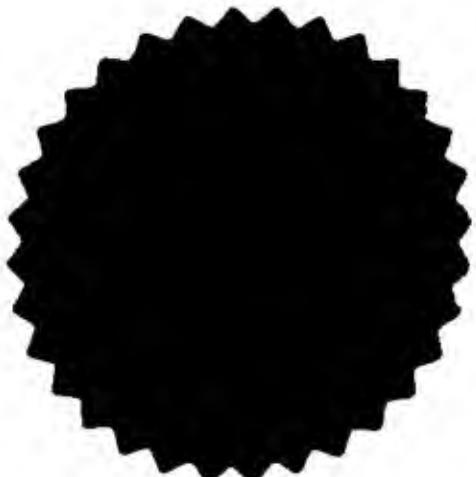
PAGE 1

The First State

I, HARRIET SMITH WINDSOR, SECRETARY OF STATE OF THE STATE OF DELAWARE, DO HEREBY CERTIFY THE ATTACHED IS A TRUE AND CORRECT COPY OF THE CERTIFICATE OF MERGER, WHICH MERGES:

"FREEMARKETS, INC.", A DELAWARE CORPORATION,
WITH AND INTO "ARIBA, INC." UNDER THE NAME OF "ARIBA, INC.",
A CORPORATION ORGANIZED AND EXISTING UNDER THE LAWS OF THE STATE
OF DELAWARE, AS RECEIVED AND FILED IN THIS OFFICE THE SECOND DAY
OF JULY, A.D. 2004, AT 5:32 O'CLOCK P.M.

A FILED COPY OF THIS CERTIFICATE HAS BEEN FORWARDED TO THE
NEW CASTLE AND KENT COUNTY RECORDER OF DEEDS.



Harriet Smith Windsor

Harriet Smith Windsor, Secretary of State

AUTHENTICATION: 3213201

2663662 8100M

040492667

DATE: 07-02-04

State of Delaware
Secretary of State
Division of Corporations
Delivered 05:32 PM 07/02/2004
FILED 05:32 PM 07/02/2004
SRV 040492667 - 2663662 FILE

CERTIFICATE OF MERGER

OF

FREEMARKETS, INC.

WITH AND INTO

ARIBA, INC.

**PURSUANT TO SECTION 251(c) OF THE GENERAL
CORPORATION LAW OF THE STATE OF DELAWARE**

Ariba, Inc., a corporation duly organized and existing under and by virtue of the General Corporation Law of the State of Delaware ("Ariba"), does hereby certify:

FIRST: That the name and state of incorporation of each of the constituent corporations of the merger is as follows:

Name	State of Incorporation
Ariba, Inc.	Delaware
FreeMarkets, Inc.	Delaware

SECOND: That the Agreement and Plan of Merger and Reorganization (the "Merger Agreement") dated as of January 23, 2004, by and among Ariba, Fleet Merger Corporation, a Delaware corporation and wholly owned subsidiary of Ariba ("Merger Sub") and FreeMarkets, Inc., a Delaware corporation ("FreeMarkets"), setting forth the terms and conditions for the merger of FreeMarkets with and into Ariba (the "Merger"), has been approved, adopted, certified, executed and acknowledged by each of the constituent corporations in accordance with the requirements of subsection (c) of Section 251 of the General Corporation Law of the State of Delaware.

THIRD: That the name of the surviving Delaware corporation (the "Surviving Corporation") of the Merger shall be Ariba, Inc.

FOURTH: That the Certificate of Incorporation of Ariba as in effect immediately prior to the Merger shall be the Certificate of Incorporation of the Surviving Corporation

FIFTH: That the executed Merger Agreement is on file at the principal place of business of the Surviving Corporation located at 807 11th Avenue, Sunnyvale, California 94089.

SIXTH: That a copy of the Merger Agreement will be furnished by the Surviving Corporation, on request and without cost, to any stockholder of any constituent corporation

SEVENTH: That the Merger shall become effective upon the filing of this
Certificate of Merger with the Secretary of State of the State of Delaware.

[Remainder of page intentionally left blank]

IN WITNESS WHEREOF, Ariba, Inc. has caused this Certificate of Merger to be executed in its corporate name on the 2nd day of July, 2004.

ARIBA, INC.

By:/s/ James W. Frankola

James W. Frankola

**Executive Vice President and Chief
Financial Officer**